

REMARKS

Claims 1, 2, 4-8, 10-14, 16-20, 23, 27-31, 33, 46-50, 52-54, 62, 63, 65-76, 78-82, 84-88, 90-95, and 97-126 are pending. Of these, claims 46-50 and 52-54 are pending and withdrawn. *For purposes of expedited prosecution*, claims 1, 14, 54, 75, 88 and 110 have been amended. Accordingly, upon entry of the present amendment, claims 1, 2, 4-8, 10-14, 16-20, 23, 27-31, 33, 46-50, 52-54, 62, 63, 65-76, 78-82, 84-88, 90-95, and 97-126 will be pending, with claims 46-50 and 52-54 pending and withdrawn.

Claims 1, 14, 75 and 88 have been amended to replace the term “2,2,2-trichloroethoxycarbonyl” with the term “Troc.”

Claims 54 and 110 have been amended in order to replace the terms “benzyl”, “para-methoxybenzyl” and “3,4-dichlorobenzyl” with the terms “Bn”, “PMB (MPM)” and “3,4-ClBn”, respectively.

The foregoing claim amendments have been made solely for the purpose of expediting prosecution of the present application and should in no way be construed as acquiescence to any of the Examiner’s rejections in this or in any other Office Action issued in the present application. Applicants reserve the right to pursue the subject matter of the present claims prior to being amended herein in this application or in another related application.

In view of the foregoing claim amendments and the arguments set forth below, Applicants respectfully submit that the claims are now in condition for allowance.

Examiner Interview

Applicants’ representatives appreciate the willingness of Examiner Oh to discuss this application during an in-person interview on September 15, 2010.

Claim Rejections – 35 U.S.C. § 112

Claims 1, 14, 16-20, 75, 88, 90-94, 110, 124 and 126 stand rejected under 35 U.S.C. § 112, first paragraph, as failing to comply with the written description requirement. Specifically, the Examiner states that the terms “2,2,2-trichloroethoxycarbonyl”, “benzyl”, “para-methoxybenzyl” and “3,4-dichlorobenzyl” are not recited in the specification as filed. As discussed during the

interview of September 15, 2010, Applicants have amended the claims to substitute the terms “2,2,2-trichloroethoxycarbonyl”, “benzyl”, “para-methoxybenzyl” and “3,4-dichlorobenzyl” with the terms “Troc”, “Bn”, “PMB (MPM)” and “3,4-ClBn”, respectively. Support for the amendments can be found at least, for example, in paragraphs [0153] and [0180] of the specification as filed.

In the Office Action of July 20, 2010, the Examiner also affirmed that the submission of the reference text ‘Protective Groups in Organic Synthesis’ Third Ed. Greene, T. W. and Wuts, P. G., Eds., John Wiley & Sons, New York: 1999, as Appendix A, with the response of October 23, 2009 was sufficient to overcome the rejection.

Accordingly, Applicant respectfully requests reconsideration and withdrawal of the rejection of claims under 35 U.S.C. § 112, first paragraph.

Request for Rejoinder of Claims 46-50 and 52-54

Applicants respectfully request rejoinder of withdrawn claims 46-50 and 52-54 at least for the following reasons.

As discussed during the telephone interview of December 9, 2009, Applicants submit that Group IV of the Restriction Requirement of February 23, 2007 should have also included dependent claims 46-50 and 52-54. Applicants also submit that currently withdrawn dependent claims 46-50 and 52-54 fall within the scope of claim 1 as amended (*i.e.*, the definitions of claims 46-50 and 52-54 do not require that variables Y or Z of claim 1 be carbonyl).

Accordingly, because claims 46-50 and 52-54 and the currently pending claims are directed toward a single, inventive concept, and examining claims 46-50 and 52-54 would not present a search burden, Applicants respectfully request that these claims be rejoined.

CONCLUSION

In view of the above remarks, it is believed that this application is in condition for allowance. If a telephone conversation with Applicants' Attorney would expedite prosecution of the above-identified application, the Examiner is urged to call the undersigned at (617) 227-7400.

Applicants believe that no fee is due with this Response. If any additional fees are due, please charge our Deposit Account No. 12-0080, under Order No. EISN-018CPRCE from which the undersigned is authorized to draw.

Dated: September 20, 2010

Respectfully submitted,

Electronic signature: /Brian C. Trinque, Ph.D./
Brian C. Trinque, Ph.D.
Registration No. 56,593
LAHIVE & COCKFIELD, LLP
One Post Office Square
Boston, Massachusetts 02109-2127
(617) 227-7400
(617) 742-4214 (Fax)
Attorney/Agent For Applicant